

3.30.035-P Distribution of Materials and Information To Students In Schools by Non-School Groups and Recruitment of Students During School Hours

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I. Introduction

The Board, Superintendent and staff of Portland Public Schools support all students in achieving their very highest educational and personal potential. District policy affirms the diversity and worth of all individuals and their roles in society and prohibits discrimination on the basis of age, color, creed, disability, marital status, national origin, race, religion, sex, and sexual orientation. BP 1.80.020.

The Board recognizes that groups from the greater community provide non-school related activities that support children and families. The Board encourages community groups whose goals forward the mission of the district to provide a range of opportunities for our students.

While encouraging community sponsored activities, it is the responsibility of the Board and the district to assure that district resources are focused on student achievement and to assure the least amount of disruption or distraction from class work during school hours. This policy defines the

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II. Definitions

For the purposes of this policy, the following terms are defined as:

- (1) Community information display area means an area in the school where there is a table and/or bulletin bo

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- (6) School hours means hours that students are in class, at lunch or recess or any other non-instructional time during the school day, or waiting on school grounds for transportation before or after school.

III. Scope

The U.S. Supreme Court has determined that a limited public forum is created when public property becomes designated "for use by the public as a place of expressive activity". Perry Education Assoc. v. Perry Local Educators Assn., 460 U.S. 37, 45-48 and n. 7 (1983)

In this context, a limited public forum exists when the Board and District decide to allow use of school property or facilities by designated

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IV. Permitted distribution of materials

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- (b) The materials distributed by non-profit and qualified for-profit organizations under this policy must pertain to the opportunities available for students and cannot be solely general information about the organization.
- (c) No organization, including non-profit and qualified for-profit organizations, shall be permitted to distribute commercial or fundraising materials, even if it appears to benefit students. This restriction does not apply to entities that exist solely to support Portland Public Schools and are directly tied to the District's pursuit of its educational mission such as the Portland Schools Foundation and individual school foundations, parent teacher organizations and booster clubs.
- (d) To avoid the effects of overwhelming parents and students with written materials from qualified for-profit organizations and in order to reduce the administrative burden of distributing such materials, qualified for-profit organizations may distribute material through the limited forums established in this policy only if they meet the specified criteria set forth in Administrative Directive 3.30.036-AD.
- (e) Organizations whose primary purpose is to provide basic and/or comprehensive education to k-12 students during the school day shall not be permitted to distribute recruiting information under this policy and administrative directive. Examples of such organizations include but are not limited to private, charter, and other K-12 non-district schools.
- (f) There shall be no distribution of information that:
 - €# Is libelous
 - €# Is obscene
 - €# Advocates or promotes illegal actions
 - €# Is likely to cause substantial disruption of or material interference with discipline or the education of students in the school in which the material is posted or distributed
 - €# Promotes, favors or opposes a candidate for elected office or a ballot measure

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